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7 Wells Fargo Bank, N.A. successor by merger to  
Wachovia Mortgage, FSB  
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10 **UNITED STATES BANKRUPTCY COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA - OAKLAND DIVISION**  
12

13 In re

14 SANDY GAIL PUBILL AKA SANDY G  
15 MUNMON,

16 Debtor(s).

Case No. 12-49510-WJL

Chapter 13

R.S. No. ALG-422

**MOTION FOR RELIEF FROM  
AUTOMATIC STAY AND CO-  
DEBTOR STAY**

**Hearing:**

Date: March 1, 2017

Time: 9:30 a.m.

Place: 220  
1300 Clay Street  
Oakland, CA 94612

21 Wells Fargo Bank, N.A. successor by merger to Wachovia Mortgage, FSB ("Movant or  
22 Creditor")<sup>1</sup> will and hereby does move, pursuant to 11 U.S.C. §§ 362(d) and 1301, and Rule  
23 4001 of the Federal Rules of Bankruptcy Procedure, for an order terminating the automatic stay  
24 of 11 U.S.C. § 362(a) and co-debtor stay of 11 U.S.C. § 1301(a) they apply to Movant and the  
25 real property located at 1529 Quesada Ave, San Francisco, California 94124-2773 ("Property").

26 <sup>1</sup> This Motion for Relief from Automatic Stay shall not constitute a waiver of the within party's right to receive  
27 service pursuant to Fed. R. Civ. P. 4, made applicable to this proceeding by Fed. R. Bankr. P. 7004, notwithstanding  
28 Aldridge Pite, LLP's participation in this proceeding. Moreover, the within party does not authorize Aldridge Pite,  
LLP, either expressly or impliedly through Aldridge Pite, LLP's participation in this proceeding, to act as its agent  
for purposes of service under Fed. R. Bankr. P. 7004.

1 Debtor(s) executed a Creditor's home equity line of credit agreement (the "Debt  
2 Agreement") and agreed to be bound by its terms. The Debt Agreement is secured by a mortgage  
3 or deed of trust. Creditor is the original mortgagee/successor or beneficiary of the mortgage or  
4 deed of trust.

5 This Motion is based on the Notice of Motion for Relief from Automatic Stay,  
6 Memorandum of Points and Authorities in Support of Motion for Relief from Automatic Stay,  
7 and Declaration in Support of Motion for Relief from Automatic Stay filed concurrently  
8 herewith, the pleadings and papers on file herein, and upon such oral and documentary evidence  
9 as may be presented by the parties at the hearing.

10 ALDRIDGE PITE, LLP

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12 Dated: February 3, 2017

/s/ Arnold L. Graff  
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ARNOLD L. GRAFF  
Attorneys for Movant Wells Fargo Bank, N.A.  
successor by merger to Wachovia Mortgage, FSB